



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

INFORMATION DISCLOSURE STATEMENT
ACCORDING TO 37 C.F.R. §1.97(b)

APPLICANT(S): Josef Chalupper DOCKET NO: P04,0042
SERIAL NO.: 10/789,923 ART UNIT: 2643
FILED: February 27, 2004 EXAMINER:
CONF. NO. 8887

TITLE: DEVICE AND METHOD TO ADJUST A HEARING DEVICE

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

In accordance with the provisions of 37 C.F.R. §1.56 and the requirements of 37 C.F.R. §1.98, Applicant respectfully requests that a citation and examination of the references identified on the attached PTO 1449 form be made during the course of examination of the above-identified application for United States Patent.

The present Information Disclosure Statement is being filed according to 37 C.F.R. §1.97(b) and before the latter occurrence of:

- (1) three months from the filing date of a national application;
- (2) three months from the date of entry of the national stage as set forth in 37 C.F.R. 1.491 in an international application; or
- (3) the mailing date of a first Office Action on the merits.

REMARKS

The attached PTO 1449 form lists related art references for the above identified application.

EXPLANATION OF RELEVANCE


References AA and AL were cited during the prosecution of the priority application. Reference AA is in the English language, so no further commentary on its teaching is required. Reference AL is a German patent document. A Derwent English-language translation of the abstract has been provided, and a full translation

will be produced at the request of the Examiner.

The filing of the present Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed as an admission that the information cited in the present Information Disclosure Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

The above citation of related art is not a representation that such art constitutes a complete or exhaustive listing of all pertinent related art, nor that it necessarily includes the closest or most relevant art. The aforementioned citation comprises a voluntary citation of related art of which applicant and his attorney are presently aware and is not intended to serve as a substitute for the Examiner's own search.

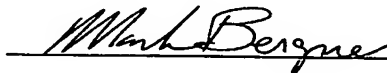
Submitted by,

 (Reg. No. 45,877)

Mark Bergner
SCHIFF HARDIN, LLP
PATENT DEPARTMENT
6600 Sears Tower
Chicago, Illinois 60606-6473
(312) 258-5779
Attorney for Applicant(s)
CUSTOMER NUMBER 26574

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450 on June 21, 2004.





Form PTO

INFORMATION DISCLOSURE CITATION
IN AN APPLICATION
(use several sheets if necessary)

Docket No.

P04,0042

Serial No.

10/789,923

Applicant

Josef Chalupper

Filing Date

February 27, 2004

Group Art Unit

2643

U.S. PATENT DOCUMENTS

Examiner's Initials		Document Number	Date	Name	Class	Subclass	Filing Date If appropriate
	AA	4,548,082	10/22/1985	Engebretson et al.			
	AB						
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						
	AJ						
	AK						

FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Subclass	Translation	
							Yes	No
	AL	44 38 976 A1	5/2/1996	Germany			Abst.	
	AM							
	AN							
	AO							
	AP							
	AQ							
	AR							
	AS							

OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)

	AT	
	AU	
	AV	
	AW	

Examiner

Date Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.